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Attorneys for Defendants
CITY AND COUNTY OF SAN FRANCISCO
AND KIMBERLY MARIE MOLINA

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

RAY M. MILES,

Plaintiff,

vs.

CITY AND COUNTY OF SAN
FRANCISCO, MARIE KIM and DOES 1
TO 100, inclusive,

Defendants.

Case No. CV-08-2736 CW

**STIPULATION AND ORDER RE
SERVICE AND ANSWER OF
DEFENDANT KIMBERLY MARIE
MOLINA (ERRONEOUSLY NAMED
HEREIN AS MARIE KIM)**

Date Action Filed: January 16, 2008
Trial Date: None Set

The parties hereby agree and stipulate as follows:

1. Defendant Kimberly Marie Molina (erroneously sued herein as Marie Kim) is deemed to have been personally served with summons and complaint.

2. The answer (including without limitation the denial, affirmative defenses, and prayer for relief) filed in Superior Court by the City and County of San Francisco shall also be deemed to be the answer of Defendant Kimberly Marie Molina. Defendant Kimberly Marie Molina therefore will not need to file an answer in addition to the City's answer filed in Superior Court.

Dated: September 2, 2008

DENNIS J. HERRERA
City Attorney
JOANNE HOEPER
Chief Trial Deputy
SCOTT D. WIENER
Deputy City Attorney

-s/- *Scott D. Wiener*

By: _____
SCOTT D. WIENER
Attorneys for Defendants
CITY AND COUNTY OF SAN FRANCISCO AND
KIMBERLY MARIE MOLINA

Dated: September 2, 2008

WINSLOW & HURTUBISE

-s/- *Gregory F. Winslow*

By: _____
GREGORY F. WINSLOW
Attorneys for Plaintiff RAY MILES

SO ORDERED.



9/11/08

HON. CLAUDIA WILKEN
UNITED STATES DISTRICT JUDGE

DATE